

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

JAN - 9 2008

FOUR DIRECTIONS AIR, INC., SMITHAIR, INC., and
RUSSELL W. APPLETON,

STIPULATION OF
VOLUNTARY
DISMISSAL

Plaintiffs,
vs.

Docket No. 5:06-cv-00283-NAM-GHL

UNITED STATES OF AMERICA, CITY OF SYRACUSE, and
THE SENSIS CORPORATION,

Defendants.

Pursuant to the Federal Rules of Civil Procedure, Rule 41(a), consistent with the Court's previous Memorandum/Order filed September 30, 2007, and in accordance with the desire of the parties hereto,

IT IS HEREBY STIPULATED and AGREED that the claims of Plaintiffs SmithAir, Inc. and Russell Appleton against the Defendants United States of America and the City of Syracuse are hereby **DISMISSED AND DISCONTINUED**, each party to bear its own costs and expenses as to such claims.

IT IS HEREBY SO STIPULATED and AGREED :

Edward Z. Menkin

Edward Z. Menkin, Esq.
Attorney for SmithAir & Appleton

Dated: 12/19/2007

Kathryn Smith

Kathryn Smith, Esq.
Attorney for United States of America

Dated: 12/28/07

Brian Colistra

Brian Colistra, Esq.
Attorney for City of Syracuse

Dated: 12/12/07

IT IS SO ORDERED.

Norman A. Mordue
Norman A. Mordue
Chief Judge

Dated: January 9, 2008